



DEPARTMENT OF THE NAVY

BOARD FOR CORRECTION OF NAVAL RECORDS

2 NAVY ANNEX

WASHINGTON DC 20370-5100

CRS

Docket No: 1944-99

6 April 2000

[REDACTED]

Dear [REDACTED]

This is in reference to your application for correction of your naval record pursuant to the provisions of Title 10, United States Code, Section 1552.

A three-member panel of the Board for Correction of Naval Records, sitting in executive session, considered your application on 5 April 2000. Your allegations of error and injustice were reviewed in accordance with administrative regulations and procedures applicable to the proceedings of this Board. Documentary material considered by the Board consisted of your application, together with all material submitted in support thereof, your naval record and applicable statutes, regulations and policies. In addition, the Board considered the three advisory opinions furnished by Headquarters, Marine Corps dated 1 June 1999, 3 August 1999, and 27 January 2000, copies of which are attached.

After careful and conscientious consideration of the entire record, the Board found that the evidence submitted was insufficient to establish the existence of probable material error or injustice. In this connection, the Board substantially concurred with the comments contained in the advisory opinions. On 18 August 1999 you were issued a DD Form 215 correcting your reason for discharge.

Concerning your recent request about unit awards, the Board believes that this has been addressed by the 1 June 1999 advisory opinion and your prior correspondence with the National Personnel Records Center concerning your awards.

Accordingly, your application has been denied. The names and votes of the members of the panel will be furnished upon request.

It is regretted that the circumstances of your case are such that favorable action cannot be taken. You are entitled to have the Board reconsider its decision upon submission of new and material evidence or other matter not previously considered by the Board. In this regard, it is important to keep in mind that a

presumption of regularity attaches to all official records. Consequently, when applying for a correction of an official naval record, the burden is on the applicant to demonstrate the existence of probable material error or injustice.

Sincerely,

W. DEAN PFEIFFER
Executive Director

Enclosures



DEPARTMENT OF THE NAVY
HEADQUARTERS UNITED STATES MARINE CORPS
3280 RUSSELL ROAD
QUANTICO, VIRGINIA 22134-5103

IN REPLY REFER TO:

1650

MMMA-3

27 JAN 2000

MEMORANDUM FOR THE EXECUTIVE DIRECTOR, BOARD FOR CORRECTION OF
NAVAL RECORDS (BCNR)

Subj: BCNR APPLICATION IN THE CASE OF [REDACTED]
[REDACTED] FORMER MARINE

1. Direct Combat Support is defined as aircrews flying into and out of Vietnam from Okinawa. As previously stated in our comments of 1 June 1999, since [REDACTED] did not serve the required 6 months in Vietnam or provided direct combat support to the Vietnam area, he is not entitled to the Vietnam Campaign Medal.

2. A point of contact at MMMA is [REDACTED] @ 784-9340.

A handwritten signature in cursive script, appearing to read "R.G. McCue", is positioned above the typed name.

R.G. MCCUE

Head, Service Awards Section
Military Awards Branch
Personnel Management Division
by direction of
the Commandant of the Marine Corps



DEPARTMENT OF THE NAVY
HEADQUARTERS UNITED STATES MARINE CORPS
3280 RUSSELL ROAD
QUANTICO, VIRGINIA 22134-5103

IN REPLY REFER TO:

1741
MMSR-6
3 Aug 99

MEMORANDUM FOR THE EXECUTIVE DIRECTOR, BOARD FOR CORRECTION OF
NAVAL RECORDS

Subj: BCNR APPLICATION IN THE CASE OF FORMER [REDACTED]
[REDACTED] USMC

Ref: (a) MMR Route Sheet of 25May99, Docket No. 1944-99

1. The reference requests an advisory opinion on former Private [REDACTED] petition to correct his record with regard to the reason and authority for his discharge from the Marine Corps on 23 April 1971.
2. In 1971, former [REDACTED] should have been discharged by reason of "misconduct due to frequent involvement with military authority (with board)" and not drug use.
3. We recommend that former [REDACTED]'s reason and authority for discharge be corrected to read "misconduct, minor disciplinary infractions (with board)" and his Separation Program Designator (SPD) code should be changed to GKN1 in accordance with current regulations.
4. Point of contact is Mr. K. Goodwine, MMSR-3, 784-9322.

J. P. RATHBUN, JR.
Head, Separation and
Retirement Branch
By direction of the Commandant
of the Marine Corps



DEPARTMENT OF THE NAVY
HEADQUARTERS UNITED STATES MARINE CORPS
3280 RUSSELL ROAD
QUANTICO, VIRGINIA 22134-5103

IN REPLY REFER TO:

1650

MMMA-3

01 JUN 1999

MEMORANDUM FOR THE EXECUTIVE DIRECTOR, BOARD FOR CORRECTION OF
NAVAL RECORDS (BCNR)

Subj: BCNR APPLICATION IN THE CASE OF FORMER [REDACTED]

1. Mr. [REDACTED] is entitled to the following awards for his service in the U.S. Marine Corps:

National Defense Service Medal

Vietnam Service Medal with one bronze star

Republic of Vietnam Meritorious Unit Citation
(Gallantry Cross Color with Palm and Frame)

Certificate of Appreciation

2. Mr. [REDACTED] is not entitled to the Republic of Vietnam Campaign Medal as previously verified and issued by the National Personnel Records Center, St. Louis, Missouri, on February 10, 1989. To be entitled to this award an individual must serve 6 months in Vietnam. His service record shows he served in Vietnam from January 11 to April 14, 1971, which is less than the required 6 months.

3. A point of contact at MMMA is [REDACTED] at 784-9340.

H. R. Smith

H. R. SMITH
Acting Head, Military Awards Branch
Personnel Management Division
By direction of
the Commandant of the Marine Corps